TECHNICAL COOPERATION ACTIVITIES RELATED TO MARITIME LEGISLATION

IMO International Maritime Law Institute
List of dissertations and maritime legislation drafting projects

Note by the Secretariat

SUMMARY

Executive summary: This document presents the list of dissertations and maritime legislation drafting projects for the academic years 2014-2015 and 2015-2016

Strategic direction: 3

High-level action: 3.1.3

Planned output: 3.1.3.1

Action to be taken: Paragraph 3

Related documents: LEG 103/9/1 and LEG 100/14

1 This document presents the list of dissertations and maritime legislation drafting projects produced by students at the IMO International Maritime Law Institute (IMLI) during the academic year 2014-2015 and those that are being produced during the academic year 2015-2016, as set out in annexes 1 and 2, respectively.

2 The Legal Committee will recall its decision taken at the 100th session that the list of dissertations and maritime legislation drafting projects should, in future, be issued as an information document (LEG 100/14, paragraph 9.2). Therefore, the lists of dissertations and maritime legislation drafting projects are presented in English only.

Action requested of the Legal Committee

3 The Legal Committee is invited to take note of the information provided in this document and to comment as it may deem appropriate.

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ANNEX 1

Research produced by the IMO International Maritime Law Institute during the
Academic Year 2014-2015

Hereunder follows the list of students who completed LL.M. studies at IMLI during the academic year 2014-2015. The list includes the students’ country of origin and the titles of their dissertations and maritime legislation drafting projects.

- Ms. Genae Norlene Nottage (the Bahamas): Exploring the Challenges Facing the Bahamas in Controlling Illegal Maritime Migration in Consideration of Maritime Safety and Security / Merchant Shipping (Maritime Claims Limitation of Liability) Amendment Act of the Bahamas


- Nayef Isa Mohamed Alshaikh (Bahrain): A Legal Analysis of Illicit Trafficking of Drugs in the Arabian Gulf: The Gulf Cooperation Council States’ Experience / Maritime Search and Rescue Law of the Kingdom of Bahrain


- Ms. Tahiana Fajardo Vargas (the Dominican Republic): Sustainable Use of Genetic Resources of the Deep Seabed in Areas beyond National Jurisdiction: A Brief Study of the Existing Legal Regime for Research and Bioprospecting / An Act to Incorporate the OPRC Convention and the OPRC-HNS Protocol into the laws of the Dominican Republic


• Mr. Abebe Tefera Tebeje (Ethiopia): An Appraisal of the Need for Ethiopia to Adopt the Rotterdam Rules / A Proclamation to Incorporate the United Nations Convention on Contracts for International Carriage of Goods Wholly or Partly by Sea (The Rotterdam Rules) in Ethiopia Law

• Ms. Mavis E.V. Joseph (Fiji): Climate Change and its Implications for the Resettlement of Small Island States: A Case Study on the Republic of Fiji and the Republic of Kiribati / Fiji Maritime (Bunker) Regulations 2015


• Mr. Charalampos Kazantzis (Greece): The Aegean Sea Dispute over the Continental Shelf and Joint Development Agreements as an Avenue towards Effective Cooperation / A Law to Incorporate the International Convention for the Control and Management of Ships' Ballast Water and Sediments, 2004 into the Laws of Greece

• Mr. Albert Lazarus (India): The Conflict between Seafarers' Hours of Rest and Watch Keeping and Manning Levels of Ships / Deep Sea Mining Act 2015


• Mr. Simon Manduca (Malta): Contemporary Maritime Interdictions on the High Seas / Prevention of Migrant Smuggling by Land, Sea and Air Act


- Ms. Montserrat Adeaze Okeke (Nigeria): *Understanding the Problem of Places of Refuge in light of Marine Environmental Concerns* / Merchant Shipping (Intervention Powers on the High Seas in Cases of Pollution) Regulations 2015


- Mr. Joel M. Peralta (the Philippines): *UNCLOS on the Activities of States within Areas of Overlapping Maritime Entitlements: The Case of the South China Sea* / The Senate Resolution and Administrative Order to Accept (Ratify) and Implement the Convention on Facilitation of International Maritime Traffic, 1965 (FAL), as Amended
• Ms. Danijela Babic (Serbia): **Safe and Environmentally Sound Ship Recycling: The EU’s Role in achieving this Goal** / A Law to Amend the Maritime Navigation Law to Incorporate the Seafarers’ Identity Document Convention, 2003

• Mr. Yannick Jude Roucou (Seychelles): **The Role of Regional Fisheries Management Organisations in High Sea Fishing Governance: The IOTC Experience** / Merchant Shipping (Training and Certification of Fishing Vessel Personnel) Regulations, 2015


• Mr. Warnakulasuriya Nuwan Chinthaka Peiris (Sri Lanka): **The Freedom of Trade in the EEZ – The Evolving Economic Ideal** / Marine Pollution Prevention Authority (Control and Management of the Discharge of Ballast Water and Sediment) (Special Provisions) Act of Sri Lanka


• Mr. Murat Sumer (Turkey): **Achieving an Equitable Result in Maritime Boundary Delimitation** / A By-Law to Incorporate the International Convention for the Control and Management of Ships’ Ballast Water and Sediments, 2004


• Mr. Do Duc Quang (Viet Nam): **The Legal Analysis of China’s Nine-bashed Line in the South China Sea** / A Law for the Incorporation of the Nairobi Convention on the Removal of Wrecks, 2007 into Vietnamese Legislation

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ANNEX 2

Research produced by the IMO International Maritime Law Institute during the Academic Year 2015-2016

Hereunder follows the list of students who are pursuing studies in the Institute’s LL.M. programme during the current academic year. These students are presently in the process of completing their dissertations and maritime legislation drafting projects, an interim list of which reads as follows:


- Mr. Mariano Castillo (Argentina): An Analysis of Charterparties Contracts for Jack-up Vessels used in the Transport and Installation of Wind Farms / A Legal Drafting for the Incorporation and Implementation of the International Convention on The Control of Harmful Anti-Fouling Systems on Ships, 2001 into the Laws of Argentina

- Ms. Florencia Otero (Argentina): Argentina's Claim for an Extended Continental Shelf: An Analysis of Argentina's Entitlement and the Applicable Legal Regime / A Law to Incorporate Annex VI of the MARPOL Convention into the Laws of Argentina


- Mr. Marko Bazlyankov (Bulgaria): A Critical Analysis of the Recent European Legislation on Ship Recycling / A Set of Legislation for the Accession to and Implementation of the International Convention for the Control and Management of Ships' Ballast Water and Sediments, 2004 into the Laws of Bulgaria


- Ms. Jingjing Yin (China): The Enforcement of Seafarers’ Wage Claim with Special Reference to Chinese Legislation / A Law to Amend the Maritime Code of the People's Republic of China to Incorporate the Athens Convention relating to the Carriage of Passengers and their Luggage by Sea, 2002


- Mr. Merab Kadjaia (Georgia): Situations of Distress at Sea: A Duty to Assist – An Analysis of the Obligations of Ships and the Implications Therefrom / A Law to Incorporate the International Convention on Civil Liability for Bunker Oil Pollution Damage, 2001 into the Laws of Georgia


• Ms. Tahjna Toya Hill (Jamaica): *A Case for Regional Application of Universal Jurisdiction in the Suppression of Illicit Maritime Trafficking of Narcotics: The Caribbean and Latin America Experience* / The Harmful Anti-fouling Systems (Prevention and Control) on Ships Act

• Mr. Derrick Otieno Okadia (Kenya): *International Obligations in Relation to Navigational Aids: A Consideration towards Resolving Conflicting Interests on the Land Surrounding the Ports of Mombasa and Likoni* / Pilotage Act 2016

• Major Alice Muringo Mate (Kenya): *Migration by Sea and its Impact on International Shipping* / Merchant Shipping (Ship and Port Facility Security) Regulations


• Dr. Susan Agius (Malta): *Letters of Marque and Reprisal: Can privateering be returned to in the Fight against Modern Day Piracy?* / An Act to Incorporate the 1946 International Convention for the Regulation of Whaling into the Laws of Malta

• Dr. Stephan Piazza (Malta): *An Analytical Review of the Private Court Approved Sale of Vessels' Instrument* / Merchant Shipping (Polar Code) Regulations

• Dr. Ivan Tabone (Malta): *Should Privately Contracted Armed Security Personnel be regulated by the International Convention on Standards of Training, Certification and Watchkeeping for Seafarers?* / Merchant Shipping (Training and Certification) (Amendment) Regulations

• Ms. Binderiya Battulga (Mongolia): *A Legal Analysis of the Liability and Compensation Regime in the Carriage of Passengers and their Luggage by Sea: A Mongolian Perspective* / A Law to Incorporate the Athens Convention Relating to the Carriage of Passengers and their Luggage by Sea, 2002 into the Laws of Mongolia


• Lt. Teresa Guia Ramirez Monje (the Philippines): **A Comparative Legal Analysis of the Responsibility and Liability of Ship Captains and Other Individuals for Maritime Casualties under National and International law: A Philippine Perspective** / An Act to Incorporate the 2005 SUA Convention for the Suppression of Unlawful Acts Against the Safety of Maritime Navigation into the Laws of the Philippines


• Mr. Moatassim Mohammad Ahmed Sanosi (the Sudan): **A Comparative Study of the Principles relating to the Law of Derelicts** / An Act to Amend the Sudanese Marine Environment Protection Act to Incorporate the International Convention for the Prevention of Pollution from Ships (MARPOL)

• Captain Emmanuel Ewald Marijani (the United Republic of Tanzania): **An Overview of the Challenges in Exercising Port State Control in Tanzania** / Merchant Shipping Act (Harmful Anti-Fouling Systems from Ships) Regulations, 2016

• Ms. Daffodil D'vore Maxwell (Trinidad and Tobago): **Discovering the Causes of the Problem of Ineffective Implementation and Enforcement of IMO Conventions, Particularly in a Dualist State – A Trinidad and Tobago Perspective** / Safety of Pleasure Boats Act, 2016

• Mr. Osmanberdi Garajayev (Turkmenistan): **An Analysis of the Legal Framework for the Protection of the Fragile Environment of the Caspian Sea: A Turkmenistan Perspective** / A Law to Incorporate the Maritime Labour Convention, 2006 into the Laws of Turkmenistan

• Ms. Daria Omelchenko (Ukraine): **Social Security for Seafarers: A Right to be Safeguarded – A Ukrainian Perspective** / A Law to Amend the Merchant Shipping Code of Ukraine to Incorporate the 1996 Protocol to Amend the Convention on Limitation of Liability for Maritime Claims, 1976